IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY AND INTESTATE JURISDICTION

APPEAL (L) NO. 195 OF 2006
IN
MISC. PETITION (L) NO. 45 OF 2006

Mrs. Mary Kamala William
Manuel D'souza ... Appellant

Versus

Mr. Aloysius Manuel D'Souza
and Ors. ... Respondents

Mr. Anil V. Anturkar with Mr. R.D. Suryavanshi for the Appellant.

Mr. C.S. Balsara with Mr. Deepak Singh i/by K. Ashar & Co. for R. Nos. 1 to 4.

CORAM : F.I. REBELLO &
ANOOP V. MOHTA, JJ.
DATED : APRIL 03, 2006

P.C.

. Heard learned counsel for the parties.

. The major grievance of the appellants before this court is that the interim relief was heard without pleadings being complete and as such the appellants before it had no full opportunity of meeting the contentions as urged on behalf of the Respondents. It is pointed out that when the matter was heard, it was not on the board but was

taken up on board.

. It is not necessary for this court to go into the various contentions as urged before this court. Suffice it to say that the order dated 25.1.2006 can be treated as ad interim order. The appellant before this court to complete their pleadings. It will thereafter be open to the learned Judge to dispose of the application for interim relief according to law. In the meantime, order dated 25.1.2006 to continue. The learned Judge is requested to dispose of the application for interim relief at the earliest.

(F.I. REBELLO,J.)

(ANOOP V. MOHTA,J.)